SINGLE BENCH

P.R. No. 6781/06
Presented by Sh. K.N. Nanda
dated 23-11-06

CF 1002

IN THE HIGH COURT OF JUDICATURE,AT BILASPUR ,

CHHHATISGARH

W.P.NO.6912 (C) 2006

PETITIONER:- Yuvraj Singh S/o Shri Shouki Lal, Sahu aged about 33 years, Sarpanch Gram Panchayat-Dumarpali , Tehsil & Distt. Raigarh (C.G).

VERSUS

RESPONDENS:- **1.**Ganpat Ram Sahu S/o Hazaru Sahu, R/o Village-Dumarpali,Tehsil & Distt. Raigarh (C.G).

2.Chote Das S/o Hari Das R/o Village-Dumarpali , Tehsil & Distt. Raigarh (C.G)

3.Kayat Ram S/o Gulab R/o Village-Dumarpali , Tehsil & Distt. Raigarh (C.G).

4. Ramesh S/o Not Known R/o Village-Dumarpali , Tehsil & Distt. Raigarh (C.G).

5.Rajendra S/o Gulab R/o Village-Dumarpali , Tehsil & Distt. Raigarh (C.G).

6.Specified Officer Cum Sub-Divisional Officer (Revenue) Tehsil & Distt. Raigarh (C.G).

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7.State of Chhattisgarh , Through Secretary, Panchayat & Social Welfare , D.K.S. Bhavan, Mantralay Raipur (C.G).

WRIT PETITION UNDER ARTICLE ~~226/227~~ 227 OF THE CONSTITUTION OF INDIA

(44)

HIGH COURT OF CHHATTISGARH AT BILASPUR

SINGLE BENCH : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION (C.) NO.6912 OF 2006

Petitioner : Yuvraj Singh

versus

Respondents : Ganpat Ram Sahu and others

Present : Mr. K.N.Nande, counsel for the petitioner.
Mr. N.K.Agrawal, Deputy Advocate General with Mr. A.S.Kachhawaha, Government Advocate for respondents No.6 and 7.
None appears for other respondents.

ORDER
(Passed on 11th Day of December, 2006)

The petitioner is an elected Sarpanch of Gram Panchayat Dumarpali, Tahsil and District Raigarh. The election of the Sarpanch has been challenged by respondent No.1 – Mr. Ganpat Ram Sahu. Admittedly, the election petition is pending consideration before the Specified Officer, i.e., the Sub-Divisional Officer, Raigarh. The petitioner had earlier filed a writ petition, being Writ Petition No.1236 of 2006, wherein the order dated 21-11-2005 passed by the Specified Authority rejecting an application of the present petitioner to permit impleadment of parties during pendency of the election petition of respondent No.1 was questioned. This Court, after hearing, vide order dated 9-3-2006 (Annexure P-6), dismissed the writ petition of the petitioner at admission stage with an observation that the Specified

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Officer, i.e., the Sub-Divisional Officer, Raigarh shall dispose of the election petition in accordance with the rules prescribed for the same.

2. The petitioner has again filed the present petition making allegations of unfair trial etc. This petition cannot be entertained on the said ground. If there is any objection to conduct of the election petition pending before the Specified Officer, the petitioner may challenge the same at the first instance before the Specified Officer.

3. This petition is accordingly disposed of with liberty granted to the petitioner to raise any objection with regard to conduct of the election petition before the Specified Authority. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge